



United States Steel Corporation  
Gary Works  
One North Broadway  
Gary, IN 46402-3199



March 15, 2018

EES Case Management Unit  
Environmental and Natural Resources Division  
U. S. Department of Justice  
Box 7611  
Washington, DC 20044-7611

Eric Cohen  
Office of Regional Counsel, C-14J  
US EPA, Region V  
77 West Jackson Blvd.  
Chicago, IL 60604

Compliance Tracker (AE-17J)  
Air Enforcement and Compliance Assurance  
U. S. Environmental Protection Agency  
Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604

Phil Perry  
Indiana Department of Environmental Management  
Chief, Air Compliance Branch  
100 North Senate Avenue  
MC-61-53, IGCN 1003  
Indianapolis, IN 46204-2251

Sir/Madam:

Re: *United States, et al. v United States Steel Corporation*  
Consent Decree 2:12-cv-304, DJ# 90-5-2-1-06476/1  
United States Steel Corporation – Gary Works – Semi-annual Progress Report

Pursuant to Paragraph X.60 of the above-referenced Consent Decree, effective March 30, 2017, U. S. Steel is submitting this semi-annual report. Please refer to the following attachment:

Attachment 1 – Gary Works Semi-annual Report

I certify under penalty of law that this document and all attached were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. This certification requirement does not apply to emergency or similar notification where compliance would be impractical.

Sincerely,

Daniel Killeen  
Plant Manager, Primary  
Operations  
U. S. Steel Gary Works

Ladislav Halaj  
Plant Manager, Finishing.  
Operations  
U. S. Steel Gary Works

*Joseph E. Hanning*  
Joseph E. Hanning  
Director, Environmental Control  
U. S. Steel Gary Works

cc: David Hacker (USS)

Attachment 1 – Gary Works Semi-annual Report

**X.60.a. Identification of work performed and progress made toward implementing the Requirements of Section V (Compliance Requirements), Section VII (Supplemental Environmental Projects), and Section VIII (Environmentally Beneficial Project), including a narrative description of activities undertaken, the status of any construction or compliance measures, and the completion of any milestones;**

**1. Section V (Compliance Requirements)**

**1.1 Enclose openings at Blast Furnace No. 6 at Gary Works Facility**

U. S. Steel Gary Works completed the enclosure on the openings of No. 6 Blast Furnace on or about November 22<sup>nd</sup>, 2016 and submitted written notification to the USEPA and IDEM on April 20, 2017.

**1.2 Electronic Tracking and Management System**

U. S. Steel Gary Works continues to utilize the Environmental Title V Recordkeeping System to prompt and to record the inspections required by applicable laws, regulations, and permits.

**2. Section VII (Supplemental Environmental Projects)**

**2.1 Replacement of Lighting Ballasts and Light Bulbs in Public Schools in Gary, Indiana**

After multiple visits to Westside Academy and a competitive bid process, U. S. Steel and representatives of Westside Academy agreed to utilize WESCO Distribution to supply materials and Continental Electric to provide labor. Officials of Westside Academy collaborated with a WESCO project manager to identify two phases of the project – replacement of known or suspected PCB ballasts and associated fixtures and replacement of broken or inefficient bulbs and fixtures in highly-trafficked areas of the building. Attorneys for U. S. Steel and Westside Academy drafted an agreement for an escrow account where funds will be held until completion of work is confirmed by school representatives. Labor will begin during the second quarter of 2018.

**2.2 Waste Tire Removal and Disposal Project in Gary, Indiana**

The City of Gary's 5x5x5 campaign ended in November 2017. Collection of illegally-dumped waste tires since then has been driven by the 311 Citizen Service Request which allows citizens to report illegal dump sites. As of March 5, 2018, approximately \$40,000 of the allotted \$70,000 had been spent, and 216 tons of waste tires had been collected for disposal. Per the attached stipulation agreement, the deadline for this project is extended to July 31, 2018. Additional information regarding the Waste Tire Removal and Disposal Project will be provided in the SEP Completion Report as provided in Appendix B, Paragraph (I)(C)(5) of the Consent Decree, once the project is complete and the funds are exhausted.

3. Section VIII (Environmentally Beneficial Project)

3.1 Remove and Replace PCB-Containing Transformers at the Gary Works Facility

U. S. Steel initially identified five (5) PCB-containing transformers at the Gary Works facility. Two (2) have been removed and disposed. Records of the disposal were provided on September 15, 2017. Contracts for each of the remaining three (3) transformers have been awarded to contractors to design, build, and deliver non-PCB replacement transformers. All are in the design phase.

**X.60.b. Any significant problems encountered or anticipated in complying with the requirements of Section V (Compliance Requirements), Section VII (Supplemental Environmental Projects), and Section VIII (Environmentally Beneficial Projects), including implemented or proposed solutions;**

1. U. S. Steel Gary Works and the City of Gary evaluated the completion rate of the waste tire disposal project (Section VII) and concluded that the entirety of the project funds (\$70,000) would not be spent by the March 31, 2018 deadline. U. S. Steel, the City of Gary, and IDEM agreed to extend the deadline from March 31, 2018 to July 31, 2018. A copy of the agreement is attached to this report.

U. S. Steel has not encountered and does not anticipate any other significant problems complying with the requirements of Section V, Section VII, and Section III.

**X.60.c. Identification and description of all non-compliance with any of the requirements of the requirements under Section V (Compliance Requirements), including description of the likely cause and of the remedial steps taken, or to be taken, to prevent or minimize such noncompliance;**

1. U. S. Steel Gary Works has remained in compliance with the requirements of Section V since March 31<sup>st</sup>, 2017.

**X.60.d. Identification and description of any non-compliance with any of the requirements under Section VII (Supplemental Environmental Projects) and Section VIII (Environmentally Beneficial Project).**

1. U. S. Steel Gary Works has remained in compliance with the requirements of Sections VII and VIII since March 31<sup>st</sup>, 2017.



## CITY OF GARY

LAW DEPARTMENT  
401 BROADWAY, 1<sup>ST</sup> FLOOR  
GARY, INDIANA 46402  
(219) 881-1400/(219) 881-1362 Fax

KAREN FREEMAN-WILSON  
*Mayor*

NIQUELLE ALLEN WINFREY  
*Corporation Counsel*

### MEMORANDUM

TO: CLOTEAL LABROI, PUBLIC WORKS

FROM: GREGORY L. THOMAS, CITY ATTORNEY

DATE: January 22, 2018

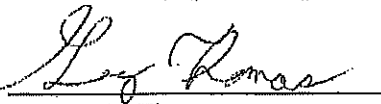
RE: **Approval of Stipulation Agreement between the City and United States Steel Corporation**

---

The Law Department has reviewed the attached Stipulation Agreement (Exhibit A) between the City of Gary and United States Steel. The stipulation agreement was entered into as the result of Case No. 2:12-cv-304 which was filed in Federal Court in Hammond. The agreement extends the deadline for the Waste Tire Removal and Disposal project until July 31, 2018

The Law Department did not negotiate the terms of this stipulation agreement and therefore makes no comment on content of those items. Upon receipt of this memorandum, please place the contract on the agenda for the next scheduled Board of Works meeting.

If there are any questions, please advise.

  
Gregory L. Thomas

UNITED STATES OF AMERICA,  
STATE OF INDIANA,  
MICHIGAN DEPARTMENT OF  
ENVIRONMENTAL QUALITY, and  
STATE OF ILLINOIS,

Plaintiffs,

v.

UNITED STATES STEEL CORPORATION

Defendant.

Case No. 2:12-cv-304

STIPULATION

AMONG STATE OF INDIANA, CITY OF GARY, AND UNITED STATES STEEL CORPORATION

Pursuant to Paragraph I.C.4 of Appendix B of Consent Decree, 2:12-cv-304, entered by the United States District Court, Northern District of Indiana, Hammond Division and effective March 30, 2017, the State of Indiana, City of Gary, and United States Steel Corporation stipulate that the deadline to complete the Waste Tire Removal and Disposal Project in Gary, Indiana, be extended by four months. The parties thereby stipulate by mutual agreement that the project shall be completed no later than July 31, 2018, provided that, consistent with Paragraph I.C.4 of Appendix B, this date may be extended by mutual agreement of the City, U. S. Steel and the State of Indiana in writing.

Keith Baugues 1/14/18  
Keith Baugues, Assistant Commissioner Date  
Office of Air Quality  
Indiana Department of Environmental Management

Joseph E. Hunning 1/18/18  
Joseph E. Hunning Date  
Director, Environmental, Gary Works  
United States Steel Corporation

Brenda Scott-Henry 3/1/2018  
Brenda Scott-Henry Date  
Director, Green Urbanism, City of Gary

Elizabeth A. Zlatos 1-16-18  
Elizabeth A. Zlatos, Attorney\* Date  
Indiana Department of Environmental Management

David W. Hacker 1/22/2018  
David W. Hacker, Counsel\* Date  
United States Steel Corporation

\* - Signature by counsel is provided only as an acknowledgement by Counsel of the stipulation.

Exhibit A

DATE: 1/23/18

BY: Chiquelle Winery  
PRESIDENT

DATE: 1/23/18

BY: Dr. Celso A. Fuen  
VICE-PRESIDENT

DATE: \_\_\_\_\_

BY: \_\_\_\_\_  
SECRETARY

This Agreement having been reviewed, the action of the Board of Public Works and Safety  
for the CITY of Gary in entering and executing same is **APPROVED**.

DATE: 1/29/18

KFW  
MAYOR KAREN FREEMAN-WILSON